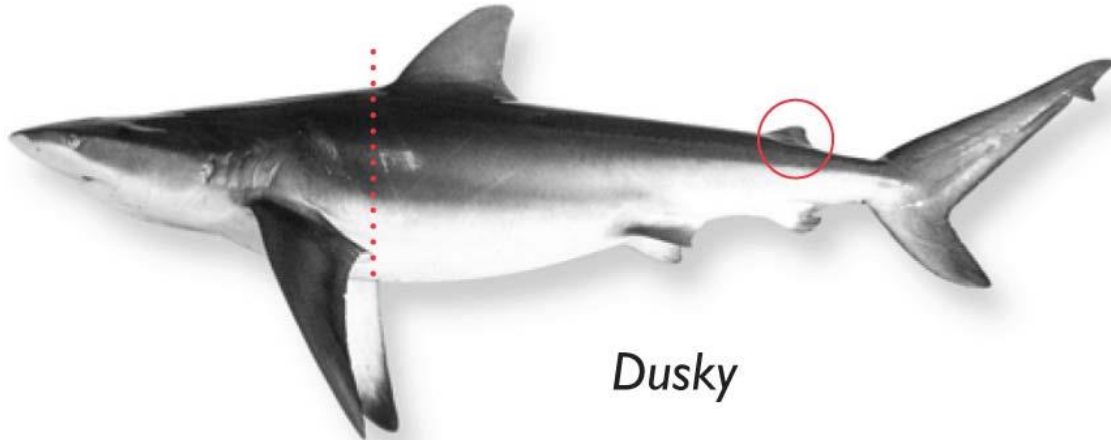




**NOAA**  
**FISHERIES**

# Atlantic Highly Migratory Species

## Amendment 5b Timeline



*Dusky*

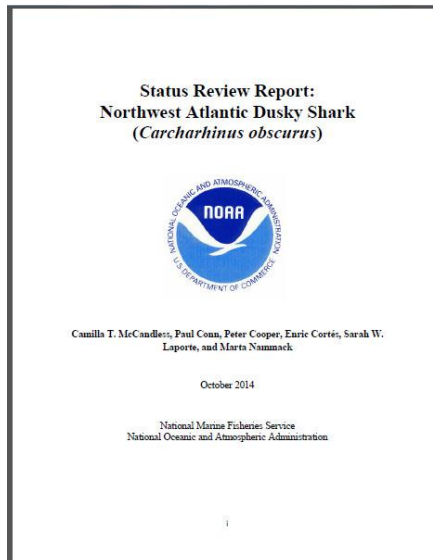
September 2016

# Assessment and Management History

- 2006 – First Dusky Shark assessment – overfished/overfishing
- 2008 – Amendment 2 – Dusky Shark rebuilding plan established with 100 year timeframe (rebuild by 2108)
- Aug. 2011 – SEDAR 21 – Determined Dusky Sharks were still overfished and experiencing overfishing
- Oct. 2011 – NMFS announced intent to prepare Amendment 5
- Nov. 2012 – Draft Amendment 5 proposed rule
  - Included measures for multiple species including Dusky Shark
- April 2013 – NMFS removed Dusky Shark measures from Amendment 5 for further analysis, announced Notice of Intent for Amendment 5b
- May 2013 – Positive 90-day Finding on Dusky Shark ESA petition
  - Status Review initiated

# Assessment and Management History

- March 2014 – Amendment 5b PreDraft released for comment
  - Incorporated comments on Draft Amendment 5 and HMS AP input from previous meetings
  - Included new range of alternatives
- Oct. 2014 – ESA Status Review completed
  - Indicated low extinction risk and signs of rebuilding
- Dec. 2014 – NMFS determined ESA listing not warranted



# Assessment and Management History

- Sept. 2015 – HMS AP presentation showed reduction in Dusky Shark fishing mortality since 2009
- NMFS prioritizes a stock assessment update for 2016
- Oct. 2015 – Oceana filed complaint regarding Dusky Shark management
- May 2016 – Settlement agreement reached
  - NMFS agrees to submit Amendment 5b proposed rule to the Federal Register and release DEIS by October 14, 2016
- July/Aug 2016 – Draft SEDAR 21 assessment update completed; peer review complete
  - Preliminarily indicates Dusky Sharks still overfished, experiencing overfishing

# Assessment and Management History

- Sept. 2016 – HMS AP updates on assessment & Amendment 5b
- October 2016 – NMFS will submit Amendment 5b proposed rule to Federal Register & release DEIS
  - Will include measures to end overfishing, rebuild Dusky Sharks
  - Range of alternatives similar to Amendment 5b PreDraft
    - Recreational alternatives such as education, outreach, and gear, size, and species retention measures, etc.
    - Commercial alternatives such as education, outreach, gear, and time/area measures, etc. for pelagic longline, bottom longline, and gillnet fisheries

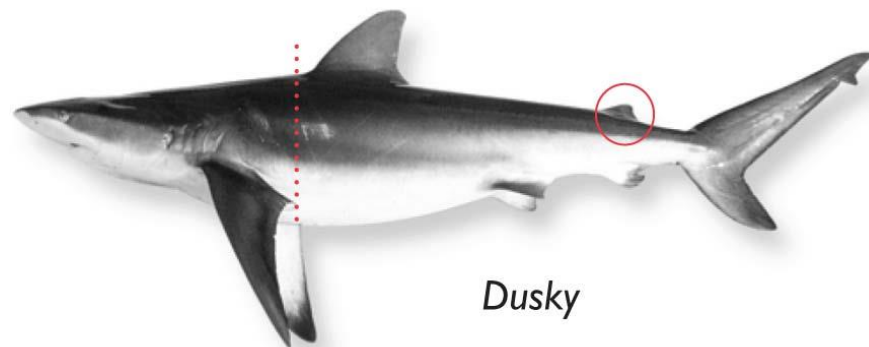


# Looking Ahead

- Look for Draft Amendment 5b proposed rule publication next month
- Prepare to submit comments during the comment period (60 days)
- HMS AP meeting in early December (date TBD)
- Final rule to be submitted to the Federal Register by March 31, 2017 (settlement)

## Additional Questions?

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*Dusky*